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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	10465/45 10/034,118	
	Filing Date	January 3, 2002	
	First Named Inventor	Terry J. LOGAN et al.	
	Art Unit	3749	
	Examiner Name	KENNETH RINEHART	
Total Number of Pages in This Submission	8	Attorney Docket Number	10465/45

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  <b>Response to Notice of Non-Compliant Amendment</b>
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Neil M. McCarthy, Reg. No. 43,435
Signature	
Date	August 31, 2004

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
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**PATENT  
DOCKET NO.: 10465/45**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : Terry J. LOGAN et al.  
SERIAL NO. : 10/034,118  
FILED : 03 January 2002  
FOR : PROCESSES AND SYTSTEMS FOR USING  
BIOMINERAL BY-PRODUCTS AS A FUEL  
AND FOR NO<sub>x</sub> REMOVAL AT COAL  
BURNING POWER PLANTS  
GROUP ART UNIT : 3749  
EXAMINER : KENNETH RINEHART  
CUSTOMER NO. : 23838  
CONFIRMATION NO. : 1036

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

SIR:

In response to the Notice of Non-Compliant Amendment dated August 25, 2004, for which a response is due September 25, 2004. Applicants re-submit herewith the Amendments to the Claims section of the response filed July 30, 2004.

The Commissioner is hereby authorized to charge any fees believed necessary in connection with the filing of this response, or to credit any overpayment to Kenyon & Kenyon's Deposit Account No. 11-0600.